UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA

UNITED STATES OF AMERICA V.	JUDGMENT IN A CRIMINAL CASE (For Revocation of Probation or Supervised Release) (For Offenses Committed On or After November 1, 1987)
William Isaac Smalls	Case Number: DNCW196CR000075-001 & 4:97cr115 USM Number: 17882-034

Frank A. Abrams
Defendant's Attorney

THE DEFENDANT:

X	admitted guilt to violation of condition(s) 1-7 of	the term of supervision.
	was found in violation of condition(s) count(s)	after denial of guilt.

ACCORDINGLY, the court has adjudicated that the defendant is guilty of the following violations(s):

Violation Number	Nature of Violation	Date Violation Concluded
1	DRUG/ALCOHOL USE	9/14/2009
2	FAILURE TO SUBMIT MONTHLY SUPERVISION REPORTS	10/05/2009
3	UNAUTHORIZED TRAVEL	4/24/2009
4	FAILURE TO REPORT CHANGE IN RESIDENCE	10/25/2009
5	FAILURE TO REPORT CONTACT WITH LAW ENFORCEMENT OFFICER	10/26/2009
6	DRUG/ALCOHOL USE	10/29/2009
7	NEW LAW VIOLATION: FELONY ROBBERY	10/23/2009

The Defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984, <u>United States v. Booker</u>, 125 S.Ct. 738 (2005), and 18 U.S.C. § 3553(a). The Defendant has not violated condition(s) _____ and is discharged as such to such violation(s) condition. IT IS ORDERED that the Defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay monetary penalties, the defendant shall notify the court and United States attorney of any material change in the defendant's economic circumstances.

Date of Imposition of Sentence: 9/22/2010

Signed: October 18, 2010

Martin Reidinger
United States District Judge

Defendant: William Isaac Smalls Judgment-Page 2 of 4

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IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of <u>24 months to run concurrently with the sentence imposed in case 1:10cr8.</u>

X	The Court makes the following recomme	endations to the Bureau of Prisons:	
	-Participate in any available mental healt -Participate in any educational and voca	as possible and be placed in a medical facility w	
X	The Defendant is remanded to the custo	dy of the United States Marshal.	
	The Defendant shall surrender to the Un	ited States Marshal for this District:	
	As notified by the United	d States Marshal.	
	Ata.m. / p.m. on	_•	
	The Defendant shall surrender for service	e of sentence at the institution designated by the	e Bureau of Prisons:
	As notified by the United	d States Marshal.	
	Before 2 p.m. on		
	As notified by the Proba	tion Office.	
		RETURN	
	I have executed this Judgment as follow	s:	
	Defendant delivered on to _		at
		_, with a certified copy of this Judgment.	
		United States Marshal	
	Ву:		_

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CRIMINAL MONETARY PENALTIES

The defendant shall pay the following total criminal monetary penalties in accordance with the Schedule of Payments.

ASSESSMENT		FINE	RESTITUTION
	er respects the terms of the original judg		is matter (and consolidated with 4:97cr115 f \$2,480.00 as set forth therein.
		FINE	
paid in ful	ll before the fifteenth day after the date	of judgment, pursuant to 18 U.	\$2,500.00, unless the fine or restitution is S.C. § 3612(f). All of the payment options uency pursuant to 18 U.S.C. § 3612(g).
X	The court has determined that t	he defendant does not have the	ability to pay interest and it is ordered that
X	The interest requirement is waiv	ved.	
	The interest requirement is mod	lified as follows:	
	COUR	T APPOINTED COUNSEL FEE	ES .
X	The defendant shall pay court a	ppointed counsel fees.	
	The defendant shall pay \$	Towards court appointed	fees.

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Special instructions regarding the payment of criminal monetary penalties:

Program. All criminal monetary penalty payments are to be made as directed by the court.

The defendant shall pay the cost of prosecution. The defendant shall pay the following court costs: Judgment-Page 4 of 4

SCHEDULE OF PAYMENTS

Having asses	sed the d	efendant's ability to pay, payment of the total criminal monetary penalties shall be due as follows:
Α	_	Lump sum payment of \$ Due immediately, balance due
	<u> </u>	Not later than, or In accordance(C),(D) below; or
В	<u>X</u>	Payment to begin immediately (may be combined with (C),X (D) below); or
С		Payment in equal (E.g. weekly, monthly, quarterly) installments of \$ To commence (E.g. 30 or 60 days) after the date of this judgment; or
D	<u>X</u>	Payment in equal Monthly (E.g. weekly, monthly, quarterly) installments of \$_\$50_ To commence 60_ (E.g. 30 or 60 days) after release from imprisonment to a term of supervision. In the event the entire amount of criminal monetary penalties imposed is not paid prior to the commencement of supervision, the U.S. Probation Officer shall pursue collection of the amount due, and may request the court to establish or modify a payment schedule if appropriate 18 U.S.C. § 3572.

Unless the court has expressly ordered otherwise in the special instructions above, if this judgment imposes a period of imprisonment payment of criminal monetary penalties shall be due during the period of imprisonment. All criminal monetary penalty payments are to be made to the United States District Court Clerk, 309 U.S. Courthouse, 100 Otis Street, Asheville, NC, 28801, except those payments made through the Bureau of Prisons' Inmate Financial Responsibility

The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) community restitution, (6) fine interest, (7) penalties, and (8) costs, including cost of prosecution and court costs.